

FARAD CONTINUATION SHEET No.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

DISTRICT :

WRIT PETITION NO.8884 OF 2004

Office Notes, Office Memoranda
of Coram, appearances, Court's
orders or directions and
Registrar's orders

Court's or Judge's
orders

Mr.Kishore Patil i/b.P.N. Joshi for
the Petitioner.

Mr.Y.R.Naik for Respondent No.1.

Ms.Mhaispurkar, A.G.P. present.

CORAM : S.J.VAZIFDAR, J.
DATED : 2ND FEBRUARY, 2007

P.C :

Rule, made returnable forthwith and
heard.

2. The impugned order is liable to be
set aside in view of the order dated
24th February, 2006 in Writ Petition
No.9437 of 2005.

3. It is true that the learned Judge
has observed that the benefit of this
order would apply only to the
Petitioner therein. This, however,

was obviously against the fact that the petition was filed only by the Petitioner therein and not by the present Petitioner. However, the infirmities indicated in the said order dated 24th February, 2006 apply in the case of the Petitioner also.

4. In the circumstances, the impugned order is set aside. The matter shall stand restored to the file of the Registrar, who shall proceed with it as provided in the order dated 24th February, 2006.

5. Rule is accordingly made absolute on the above terms.

6. Writ Petition stands disposed of accordingly.